

FILED BY *[Signature]* D.C.

FILED BY *[Signature]*

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

JUN 16 2005

ROBERT R. DI TROLIO  
CLERK, U.S. DIST. CT.  
W.D. OF TN, MEMPHIS  
EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION,

Robert R. Di Trollo, Clerk  
U. S. DIST COURT  
W. D. OF TN, MEMPHIS

Plaintiff,

vs.

Civil Action No. 04-2424-DV  
Jury Trial Demanded

AJAY THEATERS, LLC  
d/b/a HOLLYWOOD 20 CINEMA,

Defendant.

DEFENDANT'S REQUEST FOR PERMISSION TO REPLY TO PLAINTIFF'S  
RESPONSE TO DEFENDANT'S MOTIONS FOR PARTIAL SUMMARY  
JUDGMENT

Now comes Defendant Ajay Theaters, LLC ("Defendant") by and through legal counsel requesting permission to reply to Plaintiff's Response to Defendant's Motions for Partial Summary Judgment. Defendant requests it have fifteen days or until June 28, 2005.

Defendant's reply would address the arguments set forth in Plaintiff's Memorandum and would not merely be a repeat of the arguments set forth in Defendant's previous Memorandums in Support. A Certificate of Consultation is attached.

Respectfully submitted,

*[Signature]*  
James L. Holt, Jr.  
Valerie B. Speakman  
JACKSON, SHIELDS, YEISER & HOLT  
262 German Oak Drive  
Cordova, Tennessee 38018  
(901) 754-8001

**MOTION GRANTED**

DATE: 6-17-2005

*[Signature]*  
**BERNICE BOUIE DONALD**  
U.S. DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served upon Carson L. Owen, EEOC, 1407 Union Avenue, Suite 621, Memphis, Tennessee 38104 via U.S. Mail, postage prepaid this 18<sup>th</sup> day of June, 2005.

  
\_\_\_\_\_  
James L. Holt, Jr.

FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

EQUAL EMPLOYMENT OPPORTUNITY )  
COMMISSION, )

Plaintiff, )

vs. )

AJAY THEATERS, LLC )  
d/b/a HOLLYWOOD 20 CINEMA, )

Defendant. )

Civil Action No. 04-2424-DV  
Jury Trial Demanded

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CERTIFICATE OF CONSULTATION

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I, Valerie B. Speakman, hereby certify that I spoke with counsel for Plaintiff, Carson Owen on June 14, 2005, about Defendant's Request for Permission to Reply to Plaintiff's Response to Defendant's Motions for Partial Summary Judgment, and Plaintiff's counsel stated he opposed Defendant's request.

Respectfully Submitted,

JACKSON, SHIELDS, YEISER, HOLT &,  
SPEAKMAN

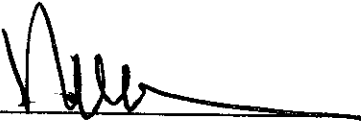


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VALERIE B. SPEAKMAN  
Attorney for Plaintiff  
262 German Oak Drive  
Cordova, Tennessee 38018  
901-754-8001 (Telephone)  
901-754-8524 (Facsimile)

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon Carson L. Owen, 1407 Union Avenue, Suite 621, Memphis, Tennessee 38104, via United States Mail, postage prepaid, this 14<sup>th</sup> day of June, 2005.

  
\_\_\_\_\_  
Valerie B. Speakman



## Notice of Distribution

This notice confirms a copy of the document docketed as number 46 in case 2:04-CV-02426 was distributed by fax, mail, or direct printing on June 20, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT